

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Takehiko NAKA et al.
Title: BENZIMIDAZOLE DERIVATIVES, THEIR PRODUCTION AND USE
Prior Appl. No.: 10/046,189
Prior Appl. Filing Date: January 16, 2002
Examiner: Unassigned
Art Unit: Unassigned



CONTINUING PATENT APPLICATION
TRANSMITTAL LETTER

Mail Stop PATENT APPLICATION
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith for filing under 37 C.F.R. § 1.53(b) is a:

☐ Continuation ☒ Division ☐ Continuation-In-Part (CIP)

of the above-identified compending prior application in which no patenting, abandonment, or termination of proceedings has occurred. Priority to the above-identified prior application is hereby claimed under 35 U.S.C. § 120 for this continuing application. The entire disclosure of the above-identified prior application is considered as being part of the disclosure of the accompanying continuing application and is hereby incorporated by reference therein.

☐ Applicant claims small entity status under 37 CFR 1.27.

Enclosed are:

- ☒ Specification, Claim(s), and Abstract (116 pages).
- ☒ Formal drawings (3 sheets, Figures 1, 2, 3).
- ☒ Declaration and Power of Attorney (1 page).
- ☒ Information Disclosure Statement (3 pages).
- ☒ Form PTO/SB/08 listing 18 references cited in parent application (copies not included)

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- ☒ Preliminary Amendment (8 pages)
☒ Application Data Sheet (37 CFR 1.76).

The filing fee is calculated below:

| | Claims as Filed | Included in Basic Fee | Extra Claims | Rate | Fee Totals |
|---|--------------------|--------------------------|-----------------|-------------------|---------------|
| Basic Fee | | | | \$750.00 | \$750.00 |
| Total Claims: | 37 | - 20 | = 17 | x \$18.00 | = \$306.00 |
| Independents: | 4 | - 3 | = 1 | x \$84.00 | = \$84.00 |
| If any Multiple Dependent Claim(s) present: | | | | + \$280.00 | = \$280.00 |
| | | | | SUBTOTAL: | = \$1420.00 |
| <input type="checkbox"/> Small Entity Fees Apply (subtract 1/2 of above): | | | | | = \$0.00 |
| | | | | TOTAL FILING FEE: | = \$1420.00 |

- ☒ A check in the amount of \$1,420.00 to cover the filing fee is enclosed.
- ☐ The required filing fees are not enclosed but will be submitted in response to the Notice to File Missing Parts of Application.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date

July 7, 2003

By

Stephen B. Maebius

FOLEY & LARDNER
Customer Number: 22428



22428

PATENT TRADEMARK OFFICE

Telephone: (202) 672-5569
Facsimile: (202) 672-5399

Stephen B. Maebius
Attorney for Applicant
Registration No. 35,264